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Committee on Transport and Tourism

2010/0303(COD)

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AMENDMENTS

36 - 146

Draft report
Knut Fleckenstein
(PE464.908v02-00)

on the proposal for a regulation of the European Parliament and of the Council amending Regulation (EC) No 1406/2002 establishing a European Maritime Safety Agency

Proposal for a regulation – amending act
(COM(2010)0611 – C7-0343/2010 – 2010/0303(COD))

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United in diversity

EN

Amendment 36
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) Regulation (EC) No 1406/2002 of the European Parliament and of the Council of 27 June 2002 established a European Maritime Safety Agency (hereinafter the Agency) for the purpose of ensuring a high, uniform and effective level of maritime safety and prevention of pollution by ships.

Amendment

(1) Regulation (EC) No 1406/2002 of the European Parliament and of the Council of 27 June 2002, ***which was adopted after the ‘Erika’ oil tanker disaster and the appalling oil pollution it caused,*** established a European Maritime Safety Agency (hereinafter the Agency) for the purpose of ensuring a high, uniform and effective level of maritime safety and prevention of pollution by ships.

Or. es

Justification

It should be clearly stated, for the benefit of people who at any time may come to analyse this scientific documentation, what it was that caused the Community institutions to take this action.

Amendment 37
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) After the Prestige disaster in 2002, Regulation 1406/2002 was modified to give more power to EMSA with regard to combating pollution.

Or. es

Justification

It should be clearly stated, for the benefit of people who at any time may come to analyse this scientific documentation, what it was that caused the Community institutions to take this action.

Amendment 38

Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Recital 2

Text proposed by the Commission

(2) In accordance with Article 22 of Regulation (EC) No 1406/2002, the Administrative Board of the Agency commissioned an independent external evaluation on the implementation of that Regulation in 2007. Based on this evaluation, it issued recommendations regarding changes to Regulation (EC) No 1406/2002, to the Agency and its working practices in June 2008.

Amendment

(2) In accordance with Article 22 of Regulation (EC) No 1406/2002, the Administrative Board of the Agency commissioned an independent external evaluation on the implementation of that Regulation in 2007. Based on this evaluation, it issued recommendations regarding changes to Regulation (EC) No 1406/2002, to the Agency, ***its areas of competence*** and its working practices in June 2008.

Or. fr

Justification

The amendment to this regulation provides for new areas of competence to be assigned to the Agency and will therefore entail a redefinition of the sectors in which it may act.

Amendment 39

Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) Based on the findings of the external evaluation, the recommendations by the Administrative Board and the multi-annual strategy, some provisions of Regulation

Amendment

(3) Based on the findings of the external evaluation, the recommendations by the Administrative Board and the multi-annual strategy, some provisions of Regulation

(EC) No 1406/2002 should be clarified and updated. **Furthermore**, the Agency should receive a number of additional tasks reflecting the development of the maritime safety policy at EU and international level. Considerable screening and redeployment efforts are necessary to guarantee cost and budget efficiency. This should allow one third of additional staffing needs for new tasks to be covered through internal redeployment by the Agency.

(EC) No 1406/2002 should be clarified and updated. **While focusing on its priority tasks in the area of maritime safety**, the Agency should **also** receive a number of additional tasks reflecting the development of the maritime safety policy at EU and international level. **Given the budget constraints facing the EU**, considerable screening and redeployment efforts are necessary to guarantee cost and budget efficiency **and to avoid any overlapping**. This should allow one third of additional staffing needs for new tasks to be covered through internal redeployment by the Agency.

Or. fr

Justification

The funds available to the Agency for acting effectively in the area of maritime safety should not be allocated to new tasks. Stringent budgetary management is therefore necessary if the Agency's areas of competence are to be extended.

Amendment 40

Laurence J.A.J. Stassen

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) Based on the findings of the external evaluation, the recommendations by the Administrative Board and the multi-annual strategy, some provisions of Regulation (EC) No 1406/2002 should be clarified and updated. Furthermore, the Agency should receive a number of additional tasks reflecting the development of the maritime safety policy at EU and international level. Considerable screening and redeployment efforts are necessary to guarantee cost and budget efficiency. This should allow **one third of additional staffing needs for** new tasks to be covered through internal

Amendment

(3) Based on the findings of the external evaluation, the recommendations by the Administrative Board and the multi-annual strategy, some provisions of Regulation (EC) No 1406/2002 should be clarified and updated. Furthermore, the Agency should receive a number of additional tasks reflecting the development of the maritime safety policy at EU and international level. Considerable screening and redeployment efforts are necessary to guarantee cost and budget efficiency. This should allow **all** new tasks to be covered through internal redeployment by the Agency.

redeployment by the Agency.

Or. nl

Amendment 41
Giommaria Uggias

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) Based on the findings of the external evaluation, the recommendations by the Administrative Board and the multi-annual strategy, some provisions of Regulation (EC) No 1406/2002 should be clarified and updated. Furthermore, the Agency should receive a number of additional tasks reflecting the development of the maritime safety policy at EU and international level. Considerable screening and redeployment efforts are necessary to guarantee cost and budget efficiency. This should allow one third of additional staffing needs for new tasks to be covered through internal redeployment by the Agency.

Amendment

(3) Based on the findings of the external evaluation, the recommendations by the Administrative Board and the multi-annual strategy, some provisions of Regulation (EC) No 1406/2002 should be clarified and updated. Furthermore, the Agency should receive a number of additional tasks reflecting the development of the maritime safety policy at EU and international level. Considerable screening and redeployment efforts are necessary to guarantee cost and budget efficiency. This should allow one third of additional staffing needs for new tasks to be covered through internal redeployment by the Agency. ***In keeping with this requirement for greater efficiency, the Agency should attach a report to each year's budget on the unspent appropriations carried over from previous years, explaining why those monies have not been used and how and when they will be used.***

Or. it

Justification

This amendment is consistent with the opinion adopted by the Committee on Transport and Tourism on the discharge for implementation of the Agency's budget for the financial year 2009.

Amendment 42
Luis de Grandes Pascual

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) Based on the findings of the external evaluation, the recommendations by the Administrative Board and the multi-annual strategy, some provisions of Regulation (EC) No 1406/2002 should be clarified and updated. Furthermore, the Agency should receive a number of additional tasks reflecting the development of the maritime safety policy at EU and international level. Considerable screening and redeployment efforts are necessary to guarantee cost and budget efficiency. ***This should allow one third of additional*** staffing needs for new tasks ***to*** be covered through internal redeployment by the Agency.

Amendment

(3) Based on the findings of the external evaluation, the recommendations by the Administrative Board and the multi-annual strategy, some provisions of Regulation (EC) No 1406/2002 should be clarified and updated. Furthermore, the Agency should receive a number of additional tasks reflecting the development of the maritime safety policy at EU and international level. Considerable screening and redeployment efforts are necessary to guarantee cost and budget efficiency. Staffing needs for ***the*** new tasks ***should*** be covered ***as far as possible*** through internal redeployment by the Agency.

Or. es

Justification

With a view to the Agency not taking on large numbers of unnecessary new staff, it is intended that the new tasks should be covered where possible through redeployment.

Amendment 43
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) This redeployment needs to be coordinated with the State agencies.

Or. es

Justification

Greater efficiency and value will be achieved if the redeployment of tasks involves greater

coordination.

Amendment 44
Giommaria Uggias

Proposal for a regulation
Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) In order to fulfil properly the new tasks entrusted to it under this Regulation, an increase is needed in the Agency's resources – albeit a limited one – and special attention is therefore required during the budgetary procedure.

Or. fr

Justification

At a time of serious economic crisis, a limited investment in the Agency's resources may be needed, bearing in mind that the new tasks entrusted to it will enable savings to be made at national level

Amendment 45
Dominique Vlasto, Dominique Riquet

Proposal for a regulation
Recital 5

Text proposed by the Commission

Amendment

(5) The Agency should act in the interest of the Union. This should include that the Agency may act outside the territory of the EU in ***its fields of competence***.

(5) The Agency should act in the interest of the Union. This should include that the Agency may act outside the territory of the EU in ***the area of maritime safety. Such action should not be a substitute for action at international level by the Member States, in particular their participation in the various multilateral organisations and their signing of international agreements.***

Or. fr

Justification

The Agency is empowered to take action. This means that the action it takes at international level must be prompted by a desire on the part of the Member States and the Commission to obtain assistance and technical support on measures relating to maritime safety.

Amendment 46

Nuno Teixeira

Proposal for a regulation

Recital 5

Text proposed by the Commission

(5) The Agency should act in the interest of the Union. This should include that the Agency may act outside the territory of the EU in its fields of competence.

Amendment

(5) The Agency should act in the interest of the Union. This should include that the Agency may act outside the territory of the EU in its fields of competence, ***promoting the Union's maritime safety policy by means of scientific and technical cooperation with third countries.***

Or. pt

Amendment 47

Luis de Grandes Pascual

Proposal for a regulation

Recital 5

Text proposed by the Commission

(5) The Agency should act in the interest of the Union. This should include that the Agency may act outside the territory of the EU in its fields of competence.

Amendment

(5) The Agency should act in the interest of the Union ***and following Commission guidelines, with a view to ensuring a high, uniform and effective level of maritime security and protection, and preventing and tackling marine pollution.*** This should include that the Agency may act outside the territory of the EU in its fields of competence.

Or. es

Justification

The Agency carries out its task on behalf of the Commission, which authorises the application of Community laws and principles. In this way, the Agency assists the Commission and the Member States in their technical and operational tasks whenever they require its assistance, The Agency has not been given powers to create competencies.

Amendment 48 **Rolandas Paksas**

Proposal for a regulation **Recital 5**

Text proposed by the Commission

(5) The Agency should act in the interest of the Union. This should include that the Agency may act outside the territory of the EU in its fields of competence.

Amendment

(5) The Agency should act in the interest of the Union. This should include that the Agency may act outside the territory of the EU in its fields of competence. ***In addition it should actively contribute to the establishment of a European maritime transport policy in a common maritime transport space.***

Or. It

Amendment 49 **Luis de Grandes Pascual**

Proposal for a regulation **Recital 5 a (new)**

Text proposed by the Commission

Amendment

(5a) The Agency should bring additional, cost-effective measures to support the response to marine pollution, including any pollution from gas and oil installations on the high seas, at the request of a Member State. In the event of marine pollution in a non-member State, the request should be made by the Commission.

Amendment 50
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 6

Text proposed by the Commission

(6) The Agency should enhance its assistance to the Commission regarding research activities related to its field of competences. However, double work with the existing EU research framework should be avoided. In particular, the Agency should not be in charge of the management of research projects.

Amendment

(6) The Agency should enhance its assistance to the Commission **and the Member States** regarding research activities related to its field of competences. However, double work with the existing EU research framework should be avoided. In particular, the Agency should not be in charge of the management of research projects.

Amendment 51
Nuno Teixeira

Proposal for a regulation
Recital 6 a (new)

Text proposed by the Commission

Amendment

(6a) In the light of the development of new innovative applications and services and the improvement of the applications and services already in existence and with a view to implementing a barrier-free European maritime area, the Agency should make full use of the potential offered by the EGNOS, Galileo and GMES programmes.

Amendment 52
Rolandas Paksas

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) After the expiry of the EU framework for cooperation in the field of accidental or deliberate marine pollution set up by Decision 2850/2000/EC of the European Parliament and of the Council of 20 December 2000, the Agency should continue some of the activities previously carried out under the expired framework by drawing in particular on the expertise within the Consultative Technical Group for marine pollution preparedness and response.

Amendment

(7) After the expiry of the EU framework for cooperation in the field of accidental or deliberate marine pollution set up by Decision 2850/2000/EC of the European Parliament and of the Council of 20 December 2000, the Agency should continue some of the activities previously carried out under the expired framework ***to protect the whole coastline of the Union against environmental pollution, whether intentional or not***, by drawing in particular on the expertise within the Consultative Technical Group for marine pollution preparedness and response. ***It should be noted that the Agency is the only body which provides the Commission and Member States with images, data and other precise information which help to step up measures to combat pollution of the sea at Union level.***

Or. It

Amendment 53
Juozas Imbrasas

Proposal for a regulation
Recital 8

Text proposed by the Commission

(8) Recent events highlighted the risks of offshore oil and gas exploration and production activities to maritime transport and the marine environment. The use of the Agency's response capabilities should be explicitly extended to cover response to pollution originating from such activities.

Amendment

(8) Recent events highlighted the risks of offshore oil and gas exploration and production activities to maritime transport and the marine environment. The use of the Agency's response capabilities should be explicitly extended to cover response to pollution originating from such activities.

In addition, the Agency should assist the Commission in analysing the safety of mobile offshore gas and oil installations, in order to identify possible weaknesses, basing its contribution on the expertise it has developed with regard to maritime safety, maritime security, the prevention of pollution caused by ships and response to marine pollution.

In addition, the Agency should, *within the limits of its remit*, assist the Commission in analysing, *inside and outside the territory of the Union*, the safety of mobile offshore gas and oil installations, in order to identify possible weaknesses, basing its contribution on the expertise it has developed with regard to maritime safety, maritime security, the prevention of pollution caused by ships and response to marine pollution.

Or. It

Amendment 54
Jacqueline Foster

Proposal for a regulation
Recital 8

Text proposed by the Commission

(8) Recent events highlighted the risks of offshore oil and gas exploration and production activities to maritime transport and the marine environment. The *use of the Agency's response capabilities* should *be explicitly extended* to cover *response* to pollution originating from such activities. In addition, the Agency *should* assist *the Commission* in analysing the safety of mobile offshore gas and oil installations, in order to identify possible weaknesses, basing its contribution on the expertise it has developed with regard to maritime safety, maritime security, the prevention of pollution caused by ships and response to marine pollution.

Amendment

(8) Recent events highlighted the risks of offshore oil and gas exploration and production activities to maritime transport and the marine environment. The Agency should *work alongside the national enforcement authorities of the Member States* to cover *responses* to pollution originating from such activities. In addition, the Agency *can* assist *Member States* in analysing the safety of mobile offshore gas and oil installations, in order to identify possible weaknesses, basing its contribution on the expertise it has developed with regard to maritime safety, maritime security, the prevention of pollution caused by ships and response to marine pollution.

Or. en

Amendment 55
Keith Taylor

Proposal for a regulation
Recital 8

Text proposed by the Commission

(8) Recent events highlighted the risks of offshore oil and gas exploration and production activities to maritime transport and the marine environment. The use of the Agency's **response** capabilities should be explicitly extended to cover response to pollution originating from such activities. In addition, the Agency should assist the Commission in analysing the safety of **mobile** offshore gas and oil installations, in order to identify possible weaknesses, basing its contribution on the expertise it has developed with regard to maritime safety, maritime security, the prevention of pollution caused by ships and response to marine pollution.

Amendment

(8) Recent events highlighted the risks of offshore oil and gas exploration and production activities to maritime transport and the marine environment. The use of the Agency's capabilities should be explicitly extended to cover **prevention of as well as** response to **any** pollution originating from such activities; **these capabilities should be available across the EU and neighbouring countries**. In addition, the Agency should assist the Commission in analysing the safety of **all** offshore gas and oil installations, in order to identify possible weaknesses, basing its contribution on the expertise it has developed with regard to maritime safety, maritime security, the prevention of pollution caused by ships and response to marine pollution.

This additional role, which offers European added value by making use of the Agency's existing knowledge and expertise, should be accompanied by appropriate financial and staff resources.

Or. en

Amendment 56
Giommaria Uggias

Proposal for a regulation
Recital 8 a (new)

Text proposed by the Commission

Amendment

(8a) In particular, the Agency's CleanSeaNet system, which is currently used to provide photographic evidence of oil spills from ships, should also be used to detect and report oil spills from coastal

and offshore installations.

Or. it

Justification

This will make it possible to ensure full monitoring of all waters, without restricting the scope to the source of the pollution.

Amendment 57

Luis de Grandes Pascual

Proposal for a regulation

Recital 8 a (new)

Text proposed by the Commission

Amendment

(8a) With a view to achieving the single market in the EU, short-distance maritime transport should be used as much as possible and the administrative burden on shipping should be reduced. The ‘Blue Belt’ operating system will help to reduce the reporting formalities required from commercial shipping on entering or leaving ports in Member States.

Or. es

Justification

The movement of ships between EU ports is regarded as an international journey, which causes bureaucratic burdens impeding intermodality. Directive 2010/65/EU on reporting formalities for ships arriving in and/or departing from ports of the Member States (to be transposed by 19 May 2012) simplifies and harmonises administrative procedures in maritime transport through electronic data transmission.

Amendment 58

Rolandas Paksas

Proposal for a regulation

Recital 9

Text proposed by the Commission

(9) The Union has established a comprehensive maritime transport strategy up to 2018, which includes the e-maritime concept. Furthermore, it is developing an EU maritime surveillance network. The Agency has maritime systems and applications available which are of interest for the realisation of these policies. Therefore the Agency should make the systems and the data available to interested partners.

Amendment

(9) The Union has established a comprehensive maritime transport strategy up to 2018, which includes the e-maritime concept. Furthermore, it is developing an EU maritime surveillance network. The Agency has maritime systems and applications available which are of interest for the realisation of these policies. ***In order to attain these objectives, SafeSeaNet should become the core system for all maritime information tools used in connection with maritime security and safety and the protection of the marine environment from ship-source pollution. In addition, it is necessary to ensure interoperability between ICT systems in waterborne transport, to establish the necessary port facilities ('blue lanes') and to monitor vessels and goods ('blue belt').*** Therefore the Agency should make the systems and the data available to interested partners ***and arrange for integration of recourse to the surveillance instruments of all the institutions concerned.***

Or. It

Amendment 59
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 9 a (new)

Text proposed by the Commission

Amendment

(9a) In order to contribute to the establishment of a 'Single European Sea' and to help prevent and combat marine pollution, synergies should be created between the competent enforcement authorities, including national and/or regional coastguard services.

Justification

Competence in practice varies between the Member States, as there may be regions with responsibility for coastguard services. Therefore 'competent' rather than 'national' authorities are specified.

Amendment 60
Giommaria Uggias

Proposal for a regulation
Recital 9 a (new)

Text proposed by the Commission

Amendment

(9a) The Agency should assist the Commission and Member States in developing and implementing the EU's 'e-maritime' initiative, which is designed to improve the efficiency of the maritime sector through better use of information technologies, without prejudice to the areas of competence of national authorities.

Or. it

Justification

Information and satellite technologies can make a major contribution to improving maritime safety levels and the efficiency of the sector. With this in view, emphasis should be placed on the importance of the Commission's e-maritime initiative, whilst seeking to avoid overlapping and duplication of Member States' areas of competence.

Amendment 61
Luis de Grandes Pascual

Proposal for a regulation
Recital 9 a (new)

Text proposed by the Commission

Amendment

(9a) In order to contribute to the establishment of a 'Single European Sea'

and to help prevent and combat marine pollution, synergies should be created between national enforcement authorities, including national coastguard services.

Or. es

Amendment 62
Jacqueline Foster

Proposal for a regulation
Recital 9 a (new)

Text proposed by the Commission

Amendment

(9a) Strong cooperation should be fostered between national enforcement authorities including national coastguard services in order to combat marine pollution.

Or. en

Amendment 63
Dominique Vlasto, Dominique Riquet

Proposal for a regulation
Recital 10

Text proposed by the Commission

Amendment

(10) The Agency has established itself as the authoritative provider of maritime traffic data at EU level which are of interest and relevance in other EU activities. Through its activities, in particular regarding port state control, the monitoring of maritime traffic and shipping routes as well as assistance for tracking possible polluters, the Agency should contribute to reinforce synergies at EU level regarding *certain coastguard* operations. In addition, the Agency's data monitoring and collection should also

(10) The Agency has established itself as the authoritative provider of maritime traffic data at EU level which are of interest and relevance in other EU activities. Through its activities, in particular regarding port state control, the monitoring of maritime traffic and shipping routes as well as assistance for tracking possible polluters, the Agency should contribute to reinforce synergies at EU level regarding operations *designed to prevent and combat marine pollution, encouraging the exchange of information*

gather basic information on potential threats to maritime transport and the marine environment from offshore oil and gas exploration and production.

and best practice among the various coastguard services. In addition, the Agency's data monitoring and collection should also gather basic information on potential threats to maritime transport and the marine environment from offshore oil and gas exploration and production.

Or. fr

Justification

The main task of coastguard services is to ensure national maritime safety. The strategy governing their actions is therefore the responsibility of Member States. If so requested, the Agency can provide expertise, but it should not be involved in coordination between the various coastguard services in the field of maritime safety. However, it is quite legitimate for it to be involved in the pooling of resources to combat marine pollution and this should be enhanced.

Amendment 64 **Saïd El Khadraoui**

Proposal for a regulation **Recital 10**

Text proposed by the Commission

(10) The Agency has established itself as the authoritative provider of maritime traffic data at EU level which are of interest and relevance in other EU activities. Through its activities, in particular regarding port state control, the monitoring of maritime traffic and shipping routes as well as assistance for tracking possible polluters, the Agency should contribute to reinforce synergies at EU level regarding certain coastguard operations. In addition, the Agency's data monitoring and collection should also gather basic information on potential threats to maritime transport and the marine environment from offshore oil and gas exploration and production.

Amendment

(10) The Agency has established itself as the authoritative provider of maritime traffic data at EU level which are of interest and relevance in other EU activities. Through its activities, in particular regarding port state control, the monitoring of maritime traffic and shipping routes as well as assistance for tracking possible polluters, the Agency should contribute to reinforce synergies at EU level regarding certain coastguard operations. In addition, the Agency's data monitoring and collection should also gather basic information, *for example* on potential threats to maritime transport and the marine environment from offshore oil and gas exploration and production *and on piracy.*

Amendment 65
Peter van Dalen

Proposal for a regulation
Recital 10

Text proposed by the Commission

(10) The Agency has established itself as the authoritative provider of maritime traffic data at EU level which are of interest and relevance in other EU activities. Through its activities, in particular regarding **port state control**, the monitoring of maritime traffic and shipping routes as well as assistance for tracking possible polluters, the Agency should contribute to reinforce synergies at EU level regarding certain coastguard operations. In addition, the Agency's data monitoring and collection should also gather basic information on potential threats to maritime transport and the marine environment from offshore oil and gas exploration and production.

Amendment

(10) The Agency has established itself as the authoritative provider of maritime traffic data at EU level which are of interest and relevance in other EU activities. Through its activities, in particular regarding the monitoring of maritime traffic and shipping routes as well as assistance for tracking possible polluters, the Agency should contribute to reinforcing synergies at EU level regarding certain coastguard operations. In addition, the Agency's data monitoring and collection should also gather basic information on potential threats to maritime transport and the marine environment from offshore oil and gas exploration and production.

Amendment 66
Rolandas Paksas

Proposal for a regulation
Recital 10

Text proposed by the Commission

(10) The Agency has established itself as the authoritative provider of maritime traffic data at EU level which are of interest and relevance in other EU activities. Through its activities, in particular regarding port state control, the monitoring of maritime traffic and shipping

Amendment

(10) The Agency has established itself as the authoritative provider of maritime traffic data at EU level which are of interest and relevance in other EU activities. Through its activities, in particular regarding port state control, the monitoring of maritime traffic and shipping

routes as well as assistance for tracking possible polluters, the Agency should contribute to reinforce synergies at EU level regarding certain coastguard operations. In addition, the Agency's data monitoring and collection should also gather basic information on potential threats to maritime transport and the marine environment from offshore oil and gas exploration and production.

routes as well as assistance for tracking possible polluters, the Agency should contribute to reinforce synergies at EU level regarding certain coastguard operations ***and create common functions for the protection of the Union's coastline to ensure maritime security and safety and protect the environment***. In addition, the Agency's data monitoring and collection should also gather basic information on potential threats to maritime transport and the marine environment from offshore oil and gas exploration and production.

Or. It

Amendment 67
Saïd El Khadraoui

Proposal for a regulation
Recital 10 a (new)

Text proposed by the Commission

Amendment

(10a) In order to counter the growing risk of piracy in the Gulf of Aden and the Western Indian Ocean, EMSA must forward to the EUNAVFOR operation Atalanta detailed information about the position of EU-flag vessels transiting through this area, which is classified as very dangerous. Hitherto, not all Member States have given permission for this. This regulation should compel them to do so, in order to enhance the role of EMSA in combating piracy.

Or. nl

Amendment 68
Dominique Vlasto, Dominique Riquet

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) The Agency's systems, applications, expertise and data are also of relevance of contributing to the objective of achieving good environmental status of marine waters in accordance with Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008²⁸, especially with its shipping related elements such as ballast water, marine litter and underwater noise.

Amendment

(11) The Agency's systems, applications, expertise and data are also of relevance of contributing to the objective of achieving good environmental status of marine waters in accordance with Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008²⁸, especially with its shipping related elements such as ballast water, marine litter and underwater noise ***and measures to combat the effects of marine pollution on the shoreline.***

Or. fr

Justification

Special attention should be paid to Europe's shoreline, given its importance in terms of the environment and tourism. It is therefore vital for shipping to be monitored in these areas, which are highly exposed to the threat of marine pollution.

Amendment 69
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) The Agency carries out inspections in order to assist the Commission in the assessment of the effective implementation of EU law. The roles of the Agency, the Commission, the Member States and the Administrative Board should be clearly defined.

Amendment

(12) The Agency carries out inspections in order to assist the Commission ***and the Member States*** in the assessment of the effective implementation of EU law. The roles of the Agency, the Commission, the Member States and the Administrative Board should be clearly defined.

Or. es

Amendment 70
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 13

Text proposed by the Commission

(13) The Commission and the Agency should cooperate closely *in* the ***preparation of the*** operational working methods of the Agency regarding inspections. As long as the measures concerning those working methods have not entered into force, the Agency should follow the existing practise for the conduct of the inspections.

Amendment

(13) The Commission and the Agency should cooperate closely ***to prepare with all possible urgency*** the operational working methods of the Agency regarding inspections. As long as the measures concerning those working methods have not entered into force, the Agency should follow the existing *practice* for the conduct of the inspections.

Or. es

Amendment 71
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 14 a (new)

Text proposed by the Commission

Amendment

(14a) All these measures, and the Agency's contribution to coordination between the Member States and the Commission, should be directed towards the development of a genuine European Maritime Area.

Or. es

Amendment 72
Luis de Grandes Pascual

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 1 – paragraph 1

Text proposed by the Commission

1. This Regulation establishes a European Maritime Safety Agency ('the Agency'). The Agency shall act in the interest of the Union.

Amendment

1. This Regulation establishes a European Maritime Safety Agency ('the Agency'). The Agency shall act in the interest of the Union ***and following Commission guidelines, with a view to ensuring a high, uniform and effective level of maritime security and protection, and preventing and tackling marine pollution.***

Or. es

Amendment 73

Keith Taylor, H  l  ne Flautre

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 1 – paragraph 2

Text proposed by the Commission

2. The Agency shall provide the Member States and the Commission with the technical and scientific assistance needed and with a high level of expertise, in order to help them to apply the Union legislation properly in the field of maritime safety, ***maritime security***, prevention of pollution ***caused by ships***, to monitor its implementation and to evaluate the effectiveness of the measures in place.

Amendment

2. The Agency shall provide the Member States and the Commission with the ***logistical***, technical and scientific assistance needed and with a high level of expertise, in order to help them to apply the Union legislation properly in the field of maritime safety ***including rescue and assistance***, prevention of ***marine*** pollution ***and promotion of maritime security***, to monitor its implementation and to evaluate the effectiveness of the measures in place.

Or. en

Amendment 74

In  s Ayala Sender

Proposal for a regulation

Article 1 – point 1

Regulation (EC) n° 1406/2002
Article 1 - paragraph 2

Text proposed by the Commission

2. The Agency shall provide the Member States and the Commission with the technical and scientific assistance needed and with a high level of expertise, in order to help them to apply the Union legislation properly in the field of maritime safety, maritime security, prevention of pollution **caused by ships**, to monitor its implementation and to evaluate the effectiveness of the measures in place.

Amendment

2. The Agency shall provide the Member States and the Commission with the technical and scientific assistance needed and with a high level of expertise, in order to help them to apply the Union legislation properly in the field of maritime safety, maritime security, prevention of **marine** pollution, **including from offshore oil and gas installations, the development of a European maritime space without barriers**, to monitor its implementation and to evaluate the effectiveness of the measures in place.

Or. en

Amendment 75
Luis de Grandes Pascual

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 1 – paragraph 2

Text proposed by the Commission

2. The Agency shall provide the Member States and the Commission with the technical and scientific assistance needed and with a high level of expertise, in order to help them to apply the Union legislation properly in the field of maritime safety, maritime security, prevention of pollution **caused by ships**, to monitor its implementation and to evaluate the effectiveness of the measures in place.

Amendment

2. The Agency shall provide the Member States and the Commission with the technical and scientific assistance needed and with a high level of expertise, in order to help them to apply the Union legislation properly in the field of maritime safety, maritime security, prevention of **marine** pollution, to monitor its implementation and to evaluate the effectiveness of the measures in place.

Or. es

Amendment 76
Keith Taylor

Proposal for a regulation
Article 1 – point 1 (new)
Regulation (EC) No 1406/2002
Article 1 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The objectives of the Agency shall be delivered in close cooperation and avoiding duplication with other EU agencies and bodies where synergies can be expected - i.a. the European Environmental Agency (EEA) or the Trans-European Transport Network Executive Agency (TEN-T EA).

Or. en

Amendment 77
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – point 1 (new)
Regulation EC No 1406/2002
Article 1 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. These objectives should contribute towards the development of a genuine European Maritime Area.

Or. es

Amendment 78
Dominique Vlasto, Dominique Riquet

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 2 – paragraph 1

Text proposed by the Commission

1. ***In order to ensure that*** the objectives set out in Article 1 ***are met in the appropriate manner, the Agency shall perform the tasks listed in paragraph 2 of this Article in the fields of*** maritime safety and maritime security, the prevention of pollution caused by ships and response to marine pollution.

Amendment

1. The objectives set out in Article 1 ***represent the primary task of the agency and must be met as a priority. The attribution to the Agency of the new*** tasks listed in paragraph 2 ***shall be subject to the proper performance of the tasks relating to*** maritime safety and maritime security, the prevention of pollution caused by ships and response to marine pollution ***at the request of the Member States and the Commission.***

Or. fr

Justification

The diversification of the Agency's activities should come into play only once it has succeeded in performing its priority tasks properly.

Amendment 79

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – point 1

Regulation EC No 1406/2002

Article 2 – paragraph 1

Text proposed by the Commission

1. In order to ensure that the objectives set out in Article 1 are met in the appropriate manner, the Agency shall perform the tasks listed in paragraph 2 of this Article in the fields of maritime safety and maritime security, the prevention of pollution caused by ships and response to marine pollution.

Amendment

1. In order to ensure that the objectives set out in Article 1 are met in the appropriate manner, the Agency shall perform the tasks listed in paragraph 2 of this Article in the fields of maritime safety and maritime security, the prevention of pollution caused by ships and ***oil and gas platforms, and*** response to marine pollution.

Or. es

Amendment 80
Antonio Cancian

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 1

Text proposed by the Commission

1. In order to ensure that the objectives set out in Article 1 are met in the appropriate manner, the Agency shall perform the tasks listed in paragraph 2 of this Article in the fields of maritime safety and maritime security, the prevention of pollution caused by ships and response to marine pollution.

Amendment

1. In order to ensure that the objectives set out in Article 1 are met in the appropriate manner, the Agency shall perform the tasks listed in paragraph 2 of this Article in the fields of maritime safety and maritime security, the prevention of pollution caused by ships and response to marine pollution.

The Agency shall assist the Commission and the Member States, as appropriate, in the development and implementation of the Union activities as set out in paragraphs 2 and 3 related to the Agency's objectives, insofar as the Agency has established and recognised expertise and tools. The tasks set out in this Article shall:

(a) create substantiated added value,

(b) avoid duplication of efforts,

(c) be in the interest of the Union maritime transport policy,

(d) not be detrimental to the Agency's core tasks and budget

(e) not infringe upon Member States' rights and obligations, in particular as flag states, port states and coastal states.

Or. en

Amendment 81
Keith Taylor

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002
Article 2 – paragraph 1

Text proposed by the Commission

1. In order to ensure that the objectives set out in Article 1 are met in the appropriate manner, the Agency shall perform the tasks listed in paragraph 2 of this Article in the fields of maritime safety and maritime security, the prevention *of* pollution caused by ships and **response to** marine pollution.

Amendment

1. In order to ensure that the objectives set out in Article 1 are met in the appropriate manner, the Agency shall perform the tasks listed in paragraph 2 of this Article in the fields of maritime safety and maritime security, the prevention **and response to** pollution caused by ships, **offshore installations** and **any other** marine pollution.

Or. en

Amendment 82
Keith Taylor

Proposal for a regulation
Article 1 – point 1 (new)
Regulation (EC) No 1406/2002
Article 2 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) by collating all relevant public and industry resources for incident remediation as well as National Contingency Plans detailing command channels and mechanisms within its 'inventories of response' so that the Agency has all information necessary to provide a coordinating role in the event of a major incident; this information shall be published on the EMSA website to enable citizens to better understand the level of gravity and risks of incidents.

Or. en

Amendment 83
Peter van Dalen

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) in the provision of technical assistance necessary to take part in the work of the technical bodies of IMO, ILO, the Paris Memorandum of Understanding on Port State Control and other relevant international or regional organisations; ***deleted***

Or. nl

Amendment 84

Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 2 – point c

Text proposed by the Commission

Amendment

c) in the provision of technical ***assistance*** necessary to take part in the work of the technical bodies of IMO, ILO, ***the Paris Memorandum of Understanding on Port State Control*** and other relevant international or regional organisations;

c) in the provision of ***the relevant technical expertise, tools and information necessary for the Member States and the Commission*** to take part in ***the preparation of*** the work of the technical bodies of IMO, ILO, and other relevant international or regional organisations;

Or. fr

Justification

The Agency's participation in the preparation of the work of multilateral bodies is beneficial to the Member States and the Commission. Although its involvement upstream is justified, the Agency is guided and represented on these bodies by the Commission. As for the Paris Memorandum of Understanding on Port State Control, the Agency already cooperates effectively with that body's secretariat by providing an information system. Any further involvement on its part might lead to duplication.

Amendment 85
Inés Ayala Sender

Proposal for a regulation

Article 1 – point 1

Regulation (EC) n° 1406/2002

Article 2 – paragraph 2 – point c

Text proposed by the Commission

(c) in the *provision* of *technical assistance* necessary to take part in the work of the technical bodies of IMO, ILO, the Paris Memorandum of Understanding on Port State Control and other relevant international or regional organisations;

Amendment

(c) in the *updating and development* of *provisions* necessary to take part in the work of the technical bodies of IMO, ILO, the Paris Memorandum of Understanding on Port State Control and other relevant international or regional organisations;

Or. en

Amendment 86
Georgios Koumoutsakos

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 2 – point d

Text proposed by the Commission

(d) in the development and implementation of EU policies related to the Agency's tasks such as Motorways of the Sea, the European maritime space without barriers, e-maritime, inland waterways, the Marine Strategy Framework Directive, climate change and in the analysis of the safety of mobile offshore gas and oil installations;

Amendment

deleted

Or. en

Amendment 87
Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph – 2 point d

Text proposed by the Commission

d) in the development and implementation of EU policies *related to the Agency's tasks* such as Motorways of the Sea, *the European maritime space without barriers, e-maritime, inland waterways*, the Marine Strategy Framework Directive, *climate change and in* the analysis of the safety of mobile offshore gas and oil installations;

Amendment

d) in the development and implementation of EU policies *where the Agency's contribution to efforts relating to maritime safety is legitimate and justified*, such as Motorways of the Sea, the Marine Strategy Framework Directive, the analysis of the safety of mobile offshore gas and oil installations, *measures to combat pollution, scientific research, technical assistance to third countries and ship safety*;

Or. fr

Justification

The Agency's expertise enables it to offer assistance in the field of maritime safety. It has the operational capacity to contribute to specific projects, but its involvement in policies under development, such as the European Maritime Space without Barriers and the e-maritime initiative, is not justified. Climate change is already taken into account in the Maritime Strategy Framework Directive.

Amendment 88

Luis de Grandes Pascual

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph – 2 point d

Text proposed by the Commission

d) in the development and implementation of EU policies related to the Agency's tasks *such as Motorways of the Sea, the European maritime space without barriers, e-maritime, inland waterways, the Marine Strategy Framework*

Amendment

d) in the development and implementation of EU policies related to the Agency's tasks, *particularly those in the field of maritime safety*, and in the analysis of the safety of mobile offshore gas and oil installations

Directive, climate change and in the analysis of the safety of mobile offshore gas and oil installations;

Or. es

Justification

The Agency was set up principally to assist the Commission and the Member States in the event of pollution of the marine environment and to ensure maritime safety on our coastlines and seas. The other tasks bring added value to the whole but are not essential.

Amendment 89
Peter van Dalen

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 2 – paragraph 2 – point d

Text proposed by the Commission

(d) in the development and implementation of EU policies related to the Agency's tasks such as Motorways of the Sea, the European maritime space without barriers, e-maritime, ***inland waterways***, the Marine Strategy Framework Directive, climate change and in the analysis of the safety of mobile offshore gas and oil installations;

Amendment

(d) in the development and implementation of EU policies related to the Agency's tasks such as Motorways of the Sea, the European maritime space without barriers, e-maritime, the Marine Strategy Framework Directive, climate change and in the analysis of the safety of mobile offshore gas and oil installations;

Or. nl

Amendment 90
Dominique Vlasto, Dominique Riquet

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 2 – paragraph 2 – point d a (new)

Text proposed by the Commission

Amendment

da) in any other policy which may be appropriate given its areas of competence

and its expertise;

Or. fr

Justification

The same considerations apply as for the amendment to Article 1, paragraph 1a.

Amendment 91
Giommaria Uggias

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 2 – paragraph 2 – point e

Text proposed by the Commission

e) in the implementation of EU programmes related to the Agency's tasks such as the "Global Monitoring for Environment and Security" (GMES) and cooperation programmes with European Neighbourhood countries;

Amendment

e) with regard to the 'Global Monitoring for Environment and Security' (GMES), in the promotion of the use of GMES services and data for maritime purposes, within the existing GMES organisational structure;

Or. it

Justification

Information satellite technologies can make a contribution to improving maritime safety levels and the efficiency of the sector. With this in view, emphasis should be placed on the importance of the Agency using GMES services and data, without prejudice to existing GMES governance.

Amendment 92
Antonio Cancian

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 2 – paragraph 2 – point f

Text proposed by the Commission

(f) in the analysis of ongoing and

Amendment

(f) in the analysis of ongoing and

completed research projects relevant to the fields of activity of the Agency; this shall include the identification of possible regulatory follow-up measures resulting from specific research projects ***and the identification of key themes and priorities for further research at EU level;***

completed research projects relevant to the fields of activity of the Agency; this shall include the identification of possible regulatory follow-up measures resulting from specific research projects;

Or. en

Justification

The identification of key themes should not represent a task for EMSA; other EU institutions are in charge for this. Duplication should be avoided.

Amendment 93

Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 2 – point f a (new)

Text proposed by the Commission

Amendment

fa) in the organisation at European level, where appropriate, of appropriate training plans in areas falling within its competence;

Or. fr

Justification

See justification to the amendment to Article 2 (3) a.

Amendment 94

Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Any contribution by the Agency to fulfilling the tasks listed in paragraph 2 must be at the request of the Member States and the Commission and must provide genuine added value bearing in mind its areas of competence, expertise and experience in the fields referred to in Article 1.

Or. fr

Justification

Any actions by the Agency in new areas must be preceded by an accurate needs assessment by the Member States and the Commission. This will enable the Agency to develop an effective and appropriate plan of action for the sectors concerned.

Amendment 95

Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 point a

Text proposed by the Commission

Amendment

a) organise, where appropriate, relevant training activities in fields which are the responsibility of the port State, flag State and coastal State;

deleted

Or. fr

Justification

The Agency has genuine know-how in the area of maritime safety. It is therefore legitimate to share this knowledge via training programmes for seafarers. These prevention and awareness raising measures will help to improve maritime safety and reduce marine pollution. However, it is up to the Commission, and not the Member States, to organise training of this kind.

Amendment 96
Giommaria Uggias

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point b

Text proposed by the Commission

b) develop technical solutions, including the provision of relevant services, and provide technical assistance related to the implementation of EU legislation;

Amendment

b) develop technical solutions, including the provision of relevant services, and provide technical assistance related to the implementation of EU legislation; ***in particular, in the interests of efficiency the Agency's CleanSeaNet system, which is currently used to provide photographic evidence of oil spills from ships, should also be used to detect and report oil spills from coastal and offshore installations.***

Or. it

Justification

This will make it possible to ensure full monitoring of all waters, without restricting the scope to the source of the pollution. This requirement is already mentioned in Recital 8a and is included in this article in the interests of consistency.

Amendment 97
Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point b a (new)

Text proposed by the Commission

Amendment

(ba) monitor the recognised organisations that carry out certification tasks on behalf of the Member States in accordance with Article 9 of Directive 2009/15;

Or. es

Amendment 98
Luis de Grandes Pascual

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point b a (new)

Text proposed by the Commission

Amendment

(ba) support the monitoring of the recognised organisations that carry out certification tasks on behalf of the Member States in accordance with Article 9 of Directive 2009/15 without prejudice to the rights and obligations of the Flag State, under the supervision of the Commission;

Or. es

Justification

EMSA already assists the Commission in monitoring the recognised organisations, and it is proposed that it should also assist Member States, still under Commission supervision. This would generate efficiency gains and reduce pressures on Member State budgets.

Amendment 99
Luis de Grandes Pascual

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 point b b (new)

Text proposed by the Commission

Amendment

bb) assist the European Commission in completing the tasks described in Articles 3, 5, 6, 7 and 8 of Regulation (EC) No 391/2009, and advise on the application and implementation of Article 10 of said Regulation;

Justification

The assistance EMSA gives to the European Commission should be more clearly specified and the provisions in Regulation (EC) No 391/2009 expressly included, since ensuring this Regulation is complied with is particularly important.

Amendment 100**Dominique Vlasto, Dominique Riquet****Proposal for a regulation****Article 1 – point 1**

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c

Text proposed by the Commission

c) support with additional means in a cost efficient way, through the EU Civil Protection Mechanism established by Decision 2007/779/EC, Euratom, their pollution response actions in case of accidental or deliberate marine pollution, when such a request has been presented; in this respect, the Agency shall assist the affected Member State under which the cleaning operations are conducted.

Amendment

c) support with additional means in a cost efficient way, through the EU Civil Protection Mechanism established by Decision 2007/779/EC, Euratom, their pollution response actions in case of accidental or deliberate marine pollution, when such a request has been presented; in this respect, the Agency shall assist the affected Member State under which the cleaning operations are conducted, **by providing the appropriate technical resources;**

Or. fr

Amendment 101**Dominique Vlasto, Dominique Riquet****Proposal for a regulation****Article 1 – point 1**

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c a (new)

*Text proposed by the Commission**Amendment*

ca) support the actions they take to combat illegal traffic and acts of piracy,

by providing data and information which may facilitate these operations;

Or. fr

Justification

The Agency has at its disposal instruments and data, including from satellite sources, which can be used by the Member States for the surveillance of illegal maritime activities.

Amendment 102

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c a (new)

Text proposed by the Commission

Amendment

ca) support cooperation between the EU institutions in order to upgrade seafarers' skills and adapt them to the requirements of the transport industry;

Or. es

Amendment 103

Luis de Grandes Pascual

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c a (new)

Text proposed by the Commission

Amendment

ca) gather and analyse national data on the qualifications and employment of seafarers so as to share best practice in the training of seafarers across Europe;

Or. es

Amendment 104
Keith Taylor

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c a (new)

Text proposed by the Commission

Amendment

(ca) The Agency shall provide independent third party auditing of environmental impact assessments, with special attention paid to the assessment of disused offshore installations e.g. rigs and pipe lines;

Or. en

Amendment 105
Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c b (new)

Text proposed by the Commission

Amendment

(cb) provide technical expertise in the field of shipbuilding or any other relevant activity related to maritime traffic, so as to develop the use of environment-friendly technologies and ensure a high level of security;

Or. fr

Justification

When it comes to construction standards for the ‘ships of tomorrow’, special attention must be paid to measures to combat marine pollution, and the requirements of maritime safety and environmental protection. The agency should therefore make its expertise in these areas available to the shipbuilding sector.

Amendment 106
Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c b (new)

Text proposed by the Commission

Amendment

cb) draw up marine certificates of competency in collaboration with training centres and the industry, for which purpose the establishment of a network of marine training centres shall be further studied;

Or. es

Amendment 107
Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c c (new)

Text proposed by the Commission

Amendment

cc) seek to create a European school that would be a reference for excellence in maritime training;

Or. es

Amendment 108
Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c d (new)

Text proposed by the Commission

Amendment

cd) coordinate the training schools' programmes to ensure consistency;

Or. es

Amendment 109

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 3 – point c e (new)

Text proposed by the Commission

Amendment

ce) facilitate the establishment of exchanges on Erasmus lines between maritime training institutions.

Or. es

Amendment 110

Giommaria Uggias

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No1406/2002

Article 2 – paragraph 4 – point a

Text proposed by the Commission

Amendment

a) in the field of traffic monitoring, the Agency shall in particular promote cooperation between riparian States in the shipping areas concerned in the fields covered by Directive 2002/59/EC of the European Parliament and of the Council, develop and operate any information system necessary for attaining the objectives of that Directive. Additionally, it shall contribute to the development of the

a) in the field of traffic monitoring, the Agency shall in particular promote cooperation between riparian States in the shipping areas concerned in the fields covered by Directive 2002/59/EC of the European Parliament and of the Council, develop and operate any information system necessary for attaining the objectives of that Directive. ***In particular, the Agency shall develop and operate the***

Common Information Sharing
Environment for the EU maritime domain;

LRIT Data Centre and the SafeSeaNet information exchange system referred to in Articles 6b and 22 of the above-mentioned directive, and the LRIT information exchange system in accordance with the commitments given within the IMO. Additionally, it shall contribute to the development of the Common Information Sharing Environment for the EU maritime domain;

Or. it

Justification

Information satellite technologies can make a major contribution to improving maritime safety levels and the efficiency of the sector. With this in view, emphasis should be placed on the important role of the Agency in monitoring maritime traffic, through management of the LRIT Data Centre and the SafeSeaNet system.

Amendment 111 **Saïd El Khadraoui**

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No1406/2002

Article 2 – paragraph 4 - point a a (new)

Text proposed by the Commission

Amendment

(aa) in exchanging information with the EUNAVFOR operation Atalanta to protect EU-flag vessels against piracy when transiting through this area, which is classified as very dangerous, particularly using its Automatic Identification System (AIS) on the basis of satellite images. Member States shall be required to authorise the Agency to do this, at the latest, three months after this regulation enters into force;

Or. nl

Amendment 112
Zigmantas Balčytis

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 4 – point a a (new)

Text proposed by the Commission

Amendment

(aa) in developing and implementing a macroregional Union policy relating to the fields of activity of the Agency, such as the European Union’s strategy for the Baltic Sea region;

Or. lt

Amendment 113
Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 4 – point b

Text proposed by the Commission

Amendment

b) regarding the investigation of maritime accidents in accordance with Directive 2009/18/EC of the European Parliament and of the Council; the Agency shall provide support to the Member States in the conduct of investigations related to serious maritime accidents, and it shall carry out analysis of accident investigation reports with a view to identify added value at EU level in terms of lessons to be learnt;

b) regarding the investigation of maritime accidents in accordance with Directive 2009/18/EC of the European Parliament and of the Council; the Agency shall provide support to the Member States in the conduct of investigations related to serious maritime accidents, and it shall carry out analysis of accident investigation reports with a view to identify added value at EU level in terms of lessons to be learnt; ***in addition, the Agency shall be invited to assist Member States investigating accidents affecting oil and gas platforms;***

Or. es

Amendment 114
Georgios Koumoutsakos

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 4 – point b

Text proposed by the Commission

(b) regarding the investigation of maritime accidents in accordance with Directive 2009/18/EC of the European Parliament and of the Council; the Agency shall provide support to the Member States in the conduct of investigations related to serious maritime accidents, and it shall carry out analysis of accident investigation reports with a view to identify added value at EU level in terms of lessons to be learnt;

Amendment

(b) regarding the investigation of maritime accidents in accordance with Directive 2009/18/EC of the European Parliament and of the Council; the Agency shall, ***if requested by the competent Member States***, provide support to the Member States in the conduct of investigations related to serious maritime accidents, and it shall carry out analysis of accident investigation reports with a view to identify added value at EU level in terms of lessons to be learnt;

Or. en

Amendment 115
Giommaria Uggias

Proposal for a regulation

Article 1 – paragraph 1 – point 1

Regulation (EC) No1406/2002

Article 2 – paragraph 4 – point b

Text proposed by the Commission

b) regarding the investigation of maritime accidents in accordance with Directive 2009/18/EC of the European Parliament and of the Council ; the Agency shall provide support to the Member States in the conduct of investigations related to serious maritime accidents, and it shall carry out analysis of accident investigation reports with a view to identify added value at EU level in terms of lessons to be learnt;

Amendment

b) regarding the investigation of maritime accidents in accordance with Directive 2009/18/EC of the European Parliament and of the Council ; the Agency shall provide support to the Member States in the conduct of investigations related to serious maritime accidents, and it shall carry out analysis of accident investigation reports with a view to identify added value at EU level in terms of lessons to be learnt.
In this connection, the Agency shall be

invited to accompany the Member States during accident investigations involving (costal and offshore) maritime installation,) while the Member States shall be invited to cooperate in a full and timely manner with the Agency;

Or. it

Justification

This amendment calls for a greater willingness to cooperate on the part of the Member States, which on occasion might refuse or delay their assistance.

Amendment 116

Luis de Grandes Pascual

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 4 – point b a (new)

Text proposed by the Commission

Amendment

ba) regarding oil spills from offshore oil and gas installations, the Agency shall, at the request of Member States and after notifying the Commission thereof, use its CleanSeaNet service to monitor the extent and environmental impact of such spills;

Or. es

Amendment 117

Carlo Fidanza

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 4 – point c

Text proposed by the Commission

(c) in providing objective, reliable and comparable statistics, information and data, the Agency shall enable the Commission and the Member States to take the necessary steps to improve their actions and to evaluate the effectiveness of existing measures. Such tasks shall include the collection, recording and evaluation of technical data, the systematic exploitation of existing databases, including their cross-fertilisation, and, where appropriate, the development of additional databases. On the basis of the data collected, the Agency shall assist the Commission in the publication of information relating to ships pursuant to Directive 2009/16/EC of the European Parliament and of the Council³⁴. The Agency shall also assist the Commission and the Member States in their activities to improve the identification and pursuit of ships making unlawful discharges in the context of Directive 2005/35/EC of the European Parliament and of the Council.

Amendment

(c) in providing objective, reliable and comparable statistics, information and data, the Agency shall enable the Commission and the Member States to take the necessary steps to improve their actions and to evaluate the effectiveness **and cost-efficiency** of existing measures. Such tasks shall include the collection, recording and evaluation of technical data, the systematic exploitation of existing databases, including their cross-fertilisation, and, where appropriate, the development of additional databases. On the basis of the data collected, the Agency shall assist the Commission in the publication of information relating to ships pursuant to Directive 2009/16/EC of the European Parliament and of the Council³⁴. The Agency shall also assist the Commission and the Member States in their activities to improve the identification and pursuit of ships making unlawful discharges in the context of Directive 2005/35/EC of the European Parliament and of the Council.

Or. en

Amendment 118

Georgios Koumoutsakos

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 4 – point c a (new)

Text proposed by the Commission

Amendment

(ca) in the implementation of EU policies and projects related to the Agency's tasks such as Motorways of the Sea, the European maritime space without barriers, especially the Blue Belt concept, and e-maritime in particular by creating

the single window concept and upgrading the Safe Sea Net, if necessary.

Or. en

Justification

EU added value would be created with the existing EMSA's tools like the Safe Sea Net and not by giving to EMSA new tasks where it hasn't recognised expertise and tools.

Amendment 119

Keith Taylor

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. The Agency shall compile a yearly overview of incidents and near-accidents from the relevant national bodies of member states.

Or. en

Justification

The overview will be aided by the data base that EMSA is currently instigating (see Article 17 and Annex II of Directive 2009/18 the fundamental principles governing the investigation of accidents in the maritime transport sector). It will provide an appropriate overview at EU level and provide valuable input for further EU actions.

Amendment 120

Peter van Dalen

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 5

Text proposed by the Commission

Amendment

5. The Agency shall at the request of the Commission provide technical assistance as regards the implementation of relevant EU legislation to States applying for accession to the Union, to all European Neighbourhood partner countries and to countries taking part in the Paris Memorandum of Understanding on Port State Control.

deleted

The Agency shall also at the request of the Commission provide assistance in case of accidental or deliberate marine pollution affecting these States, via the EU Civil Protection Mechanism established by Council Decision 2007/779/EC, Euratom in analogy with the conditions applicable to Member States as referred to in paragraph (3)(c) of this Article.

These tasks shall be coordinated with the existing regional cooperation programmes and shall include, where appropriate, the organisation of relevant training activities.

Or. nl

Amendment 121

Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 5 – subparagraph 1

Text proposed by the Commission

Amendment

The Agency shall at the request of the Commission provide technical assistance as regards the implementation of relevant EU legislation to States applying for accession to the Union, to all European

The Agency shall at the request of the Commission provide technical assistance as regards the implementation of relevant EU legislation to States applying for accession to the Union, to all European

Neighbourhood partner countries **and to countries taking part in the Paris Memorandum of Understanding on Port State Control.**

Neighbourhood partner countries, **particularly third countries in the European maritime space including in the framework of the European Neighbourhood Policy.**

Or. fr

Justification

The Agency's expertise in the areas of maritime safety and combating marine pollution may be useful to third countries, which should therefore be given special attention. With regard to countries taking part in the Paris Memorandum of Understanding on Port State Control, see the justification to the amendment to Article 2(2)(c).

Amendment 122
Georgios Koumoutsakos

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 1 – paragraph 5 – subparagraph 1

Text proposed by the Commission

The Agency **shall** at the request of the Commission provide technical assistance as regards the implementation of relevant EU legislation to States applying for accession to the Union, to all European Neighbourhood partner countries and to countries taking part in the Paris Memorandum of Understanding on Port State Control.

Amendment

The Agency **may** at the request of the Commission provide technical assistance as regards the implementation of relevant EU legislation to States applying for accession to the Union, to all European Neighbourhood partner countries, **as and when applicable, and** to countries taking part in the Paris Memorandum of Understanding on Port State Control.

Or. en

Amendment 123
Keith Taylor

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 2 – paragraph 5 – subparagraph 1

Text proposed by the Commission

The Agency shall at the request of the Commission provide technical assistance as regards the implementation of relevant EU legislation to States applying for accession to the Union, to all European Neighbourhood partner countries and to countries taking part in the Paris Memorandum of Understanding on Port State Control.

Amendment

The Agency shall at the request of the Commission provide technical assistance as regards the implementation of relevant EU legislation to States applying for accession to the Union, to all European Neighbourhood partner countries and to countries taking part in the Paris Memorandum of Understanding on Port State Control. ***The Commission shall ensure that the Agency has open access to all relevant reporting on port state control.***

Or. en

Justification

This will be greatly aided by programmes like THETIS, the maritime accident casebook.

Amendment 124

Georgios Koumoutsakos

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 2 – paragraph 5 – subparagraph 2

Text proposed by the Commission

The Agency ***shall*** also at the request of the Commission provide assistance in case of accidental or deliberate marine pollution affecting these States, via the EU Civil Protection Mechanism established by Council Decision 2007/779/EC, Euratom in analogy with the conditions applicable to Member States as referred to in paragraph (3)(c) of this Article.

Amendment

The Agency ***may*** also at the request of the Commission provide ***operational and technical*** assistance in case of accidental or deliberate marine pollution affecting these States, via the EU Civil Protection Mechanism established by Council Decision 2007/779/EC, Euratom in analogy with the conditions applicable to Member States as referred to in paragraph (3)(c) of this Article.

Or. en

Amendment 125
Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 3 – paragraph 1 – subparagraph 1

Text proposed by the Commission

In order to perform the tasks entrusted to it and to assist the Commission in fulfilling its duties under the Treaty in particular the assessment of the effective implementation of Union law, the Agency shall carry out inspections in the Member States.

Amendment

In order to perform the tasks entrusted to it and to assist the Commission in fulfilling its duties under the Treaty in particular the assessment of the effective implementation of Union law, the Agency shall carry out inspections in the Member States, ***solely at the request of the Commission.***

Or. fr

Amendment 126
Carlo Fidanza

Proposal for a regulation

Article 1 – point 1

Regulation (EC) No 1406/2002

Article 3 – paragraph 3

Text proposed by the Commission

3. Where appropriate, and in any case when a cycle of inspections is concluded, the Agency shall analyse reports from that cycle with a view to identifying horizontal findings and general conclusions on the effectiveness of the measures in place. The Agency shall present this analysis to the Commission for further discussion with Member States.

Amendment

3. Where appropriate, and in any case when a cycle of inspections is concluded, the Agency shall analyse reports from that cycle with a view to identifying horizontal findings and general conclusions on the effectiveness ***and cost-efficiency*** of the measures in place. The Agency shall present this analysis to the Commission for further discussion with Member States.

Or. en

Amendment 127
Keith Taylor

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 3 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Given the extensive experience of EMSA in dealing with the prevention of oil accidents, monitoring and detection activities, as well as EU level inspections and audits of vessels, the Agency's mandate shall be extended to offshore oil and gas platforms; EMSA shall be the designated institution for independent third party inspection.

Or. en

Justification

Industry inspections need to be verified by an independent third party - in this case EMSA.

Amendment 128
Keith Taylor

Proposal for a regulation
Article 1 – point 1
Regulation (EC) No 1406/2002
Article 3 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. When carrying out these inspections, the Agency should also verify whether the conditions for the licenses for offshore oil and gas activities given by the competent national authorities have been met.

Or. en

Amendment 129
Juozas Imbrasas

Proposal for a regulation

Article 1 – point 2

Regulation (EC) No 1406/2002

Article 5 – paragraph 3

Text proposed by the Commission

3. At the request of the Commission, the Administrative Board may decide, with the agreement of the Member States concerned, to establish the regional centres necessary in order to carry out the Agency's tasks in the most efficient and effective way.

Amendment

3. At the request of the Commission, the Administrative Board may decide, with the agreement of the Member States concerned, to establish the regional centres necessary in order to carry out the Agency's tasks in the most efficient and effective way. ***The Administrative Board may decide to establish such regional centres only if the State concerned finances their establishment and maintenance.***

Or. It

Amendment 130

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – point 2

Regulation (EC) No 1406/2002

Article 5 – paragraph 3

Text proposed by the Commission

3. At the request of the Commission, the Administrative Board ***may*** decide, with the agreement of the Member States concerned, to establish the regional centres necessary in order to carry out the Agency's tasks in the most efficient and effective way.

Amendment

3. At the request of the Commission, the Administrative Board ***shall*** decide, with the agreement of the Member States concerned, to establish the regional centres necessary in order to carry out the Agency's tasks in the most efficient and effective way.

Or. es

Amendment 131

Georgios Koumoutsakos

Proposal for a regulation

Article 1 – point 2

Regulation (EC) No 1406/2002

Article 5 – paragraph 3

Text proposed by the Commission

3. At the request of the Commission, the Administrative Board may decide, with the agreement of the Member States concerned, to establish the regional centres necessary in order to carry out the Agency's tasks in the most efficient and effective way.

Amendment

3. At the request of the Commission, the Administrative Board may decide, with the agreement of the Member States concerned, to establish the regional centres necessary in order to carry out the Agency's tasks ***referred to in Article 2 (3)*** in the most efficient and effective way ***and by defining the precise scope of activities of the regional centre while avoiding unnecessary financial costs.***

Or. en

Amendment 132

Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 2

Regulation (EC) No 1406/2002

Article 5 – subparagraph 4

Text proposed by the Commission

4. The Agency shall be represented by its Executive Director. On behalf of the Agency, the Executive Director may conclude administrative agreements with other bodies working in the Agency's fields of activities after having ***informed*** the Administrative Board.

Amendment

4. The Agency shall be represented by its Executive Director. On behalf of the Agency, the Executive Director may conclude administrative agreements with other bodies working in the Agency's fields of activities after having ***obtained the consent of*** the Administrative Board.

Or. fr

Justification

The involvement of the Administrative Board in the Agency's strategy will help to improve its operation and efficiency. Although the Executive Director's responsibility needs to be enhanced in order to give that role a higher profile, decisions may not be taken without the consent of the Administrative Board.

Amendment 133

Dominique Vlasto, Dominique Riquet

Proposal for a regulation

Article 1 – point 3a

Regulation (EC) No 1406/2002

Article 10 – paragraph 2 – point ca

Text proposed by the Commission

(ca) adopt a multi-annual strategy for the Agency covering a period of five years ahead taking the opinion of the Commission into account;

Amendment

(ca) adopt a multi-annual strategy for the Agency covering a period of five years ahead taking the opinion of the Commission **and Parliament** into account;

Or. fr

Amendment 134

Luis de Grandes Pascual

Proposal for a regulation

Article 1 - point 3a

Regulation (EC) No 1406/2002

Article 11 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

(3a) Article 11, paragraph 1, subparagraph 2 shall be amended as follows:

Board members shall be appointed on the basis of their degree of relevant experience and expertise in the field of maritime safety, security and response to marine pollution. They shall also have experience and expertise in general financial management, administration and personnel management.

Or. es

Amendment 135
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – point 3 a (new)
Regulation (EC) No 1406/2002
Article 11 – paragraph 4

Text proposed by the Commission

Amendment

3a) Article 11, paragraph 4 shall be amended as follows:

4. When appropriate, the participation of representatives of third countries, reflecting a balanced representation of men and women, and the conditions thereof shall be established in the arrangements referred to in Article 17(2).

Or. es

Amendment 136
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – point 3 b (new)
Regulation (EC) No 1406/2002
Article 11 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

Paragraph 2 a (new) shall be added to Article 11:

2a) There shall be a balanced representation of genders on the Administrative Board.

Or. es

Amendment 137
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – point 3 c (new)
Regulation (EC) No 1406/2002
Article 12 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Paragraph 1 a (new) shall be added to Article 12:

1a) Gender equality shall also be maintained in the election of the Chairperson and Deputy Chairperson.

Or. es

Amendment 138
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – point 4 – point b a (new)
Regulation (EC) No 1406/2002
Article 15 – paragraph 2 – point f a (new)

Text proposed by the Commission

Amendment

Paragraph 2 point f a (new) shall be added to Article 15:

fa) The Executive Director shall be heard whenever necessary by the relevant standing committee either at his/her own request or at the request of the European Parliament. He/she shall also, with a view to the Agency's full transparency, forward agendas and minutes.

Or. es

Amendment 139
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – point 5

Text proposed by the Commission

1. The Executive Director shall be appointed and dismissed by the Administrative Board. The appointment shall be made from a list of candidates proposed by the Commission for a period of five years on grounds of merit and documented administrative and managerial skills, as well as competence and experience relevant for maritime safety, maritime security, prevention of pollution caused by ships and response to marine pollution. Before appointment, the candidate selected by the Administrative Board may be invited to make a statement before the competent committee of the European Parliament and answer questions put by its members. The Administrative Board shall take its decision by a four-fifths majority of all members with the right to vote.

Amendment

1. The Executive Director shall be appointed and dismissed by the Administrative Board. The appointment shall be made from a list of candidates proposed by the Commission, **with a balanced representation of men and women**, for a period of five years on grounds of merit and documented administrative and managerial skills, as well as competence and experience relevant for maritime safety, maritime security, prevention of pollution caused by ships **and oil and gas platforms** and response to marine pollution. Before appointment, the candidate selected by the Administrative Board may be invited to make a statement before the competent committee of the European Parliament and answer questions put by its members. The Administrative Board shall take its decision by a four-fifths majority of all members with the right to vote.

Or. es

Amendment 140
Luis de Grandes Pascual

Proposal for a regulation
Article 1 – point 5

Regulation (EC) No 1406/2002
Article 16 – paragraph 1

Text proposed by the Commission

1. The Executive Director shall be appointed and dismissed by the Administrative Board. The appointment shall be made from a list of candidates proposed by the Commission for a period of five years on grounds of merit and

Amendment

1. The Executive Director shall be appointed and dismissed by the Administrative Board. The appointment shall be made from a list of candidates proposed by the Commission for a period of five years on grounds of merit and

documented administrative and managerial skills, as well as competence and experience relevant for maritime safety, maritime security, prevention of pollution **caused by ships** and response to marine pollution. Before appointment, the candidate selected by the Administrative Board may be invited to make a statement before the competent committee of the European Parliament and answer questions put by its members. The Administrative Board shall take its decision by a four-fifths majority of all members with the right to vote.

documented administrative and managerial skills, as well as competence and experience relevant for maritime safety, maritime security, prevention of pollution and response to marine pollution. Before appointment, the candidate selected by the Administrative Board may be invited to make a statement before the competent committee of the European Parliament and answer questions put by its members. The Administrative Board shall take its decision by a four-fifths majority of all members with the right to vote.

Or. es

Amendment 141
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – point 5
Regulation (EC) No 1406/2002
Article 16 – paragraph 4

Text proposed by the Commission

4. The Heads of Department shall be appointed on grounds of merit and documented administrative and managerial skills, as well as professional competence and experience relevant for maritime safety, maritime security, prevention of pollution caused by ships and response to marine pollution. The Heads of Department shall be appointed or dismissed by the Executive Director after having received a positive opinion of the Administrative Board.

Amendment

4. The Heads of Department shall be appointed, **upholding gender-balance**, on grounds of merit and documented administrative and managerial skills, as well as professional competence and experience relevant for maritime safety, maritime security, prevention of pollution caused by ships and response to marine pollution. The Heads of Department shall be appointed or dismissed by the Executive Director after having received a positive opinion of the Administrative Board.

Or. es

Amendment 142
Luis de Grandes Pascual

Proposal for a regulation

Article 1 – point 5

Regulation (EC) No 1406/2002

Article 16 – paragraph 4

Text proposed by the Commission

4. The Heads of Department shall be appointed on grounds of merit and documented administrative and managerial skills, as well as professional competence and experience relevant for maritime safety, maritime security, prevention of pollution ***caused by ships*** and response to marine pollution. The Heads of Department shall be appointed or dismissed by the Executive Director after having received a positive opinion of the Administrative Board.

Amendment

4. The Heads of Department shall be appointed on grounds of merit and documented administrative and managerial skills, as well as professional competence and experience relevant for maritime safety, maritime security, prevention of pollution and response to marine pollution. The Heads of Department shall be appointed or dismissed by the Executive Director after having received a positive opinion of the Administrative Board.

Or. es

Amendment 143

Carlo Fidanza

Proposal for a regulation

Article 1 – point 7

Regulation (EC) No 1406/2002

Article 22 – paragraph 1

Text proposed by the Commission

1. At regular intervals and at least every five years, the Administrative Board shall commission an independent external evaluation on the implementation of this Regulation. The Commission shall make available to the Agency any information the latter considers relevant to that evaluation.

Amendment

1. At regular intervals and at least every five years, the Administrative Board shall commission an independent external evaluation on the implementation of this Regulation, ***assessing its relevance, effectiveness and cost-efficiency***. The Commission shall make available to the Agency any information the latter considers relevant to that evaluation.

Or. en

Amendment 144
Luis de Grandes Pascual

Proposal for a regulation
Article 1 – point 7
Regulation (EC) No 1406/2002
Article 22 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Within one year of the entry into force of this Regulation the Commission shall submit a feasibility study on a national coastguard coordination system, making clear the costs and the benefits, to the European Parliament and the Council.

The report shall, if appropriate, be accompanied by a legislative proposal.

Or. es

Amendment 145
Luis de Grandes Pascual

Proposal for a regulation
Article 1 – point 7
Regulation (EC) No 1406/2002
Article 22 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. Within [three] years of the entry into force of this Regulation the Commission shall submit a report to the European Parliament and the Council setting out how EMSA has undertaken the additional responsibilities assigned by this Regulation and the case for further extending its objectives or tasks. In particular, this report shall include:

(a) an analysis of the gains in effectiveness that have been realised through greater integration of the Agency and the Paris Memorandum of Understanding;

(b) a study into the costs and benefits of EMSA undertaking inspections of offshore installations as an ‘independent third party oversight’;

(c) information about the effectiveness and consistency of Member States’ enforcement of Directive 2005/35/EC and detailed statistical information about the penalties that have been applied.

The report shall, if appropriate, be accompanied by a legislative proposal.

Or. es

Amendment 146
Inés Ayala Sender

Proposal for a regulation
Article 1 – point 7 a (new)
Regulation n° 1406/2002
Article 22 a (new)

Text proposed by the Commission

Amendment

7 a) Add a new article 22 bis (new)

“Article 22 bis

Maritime safety consultation body

1. Without prejudice to the role of the Committee, the Agency shall establish an ‘Maritime safety consultation body’ (MSCB), to which representatives of shipowners, shipyards, classification societies, universities, non-governmental organisations and professional staff bodies and trade unions shall belong.

2. The Agency shall be assisted by the MSCB. The MSCB has the right to make recommendations and to give advice to and to make proposals for the work of the Agency and the cooperation with Member States.

3. The MSCB shall be an independent body of not more than 15 representatives

that represent the plurality of the relevant stakeholders in the maritime sector. The MSCB shall meet at least twice a year.

4. The Agency shall make available to the MSCB any information relevant to perform its tasks.”

Or. en